

**MEMORANDUM OF AGREEMENT
BY AND BETWEEN
THE UNITED STATES OF AMERICA
AND
THE STATE OF TENNESSEE
FOR
CONCURRENT JURISDICTION
AT
NAVAL SUPPORT ACTIVITY, MEMPHIS, TENNESSEE**

THIS AGREEMENT, made and entered into this 23rd day of October, 1998, by and between the United States of America, acting by and through the Department of the Navy, and the State of Tennessee, acting by and through the Governor of the State of Tennessee.

WITNESSETH:

WHEREAS, the UNITED STATES is the owner of certain real property, improvements and other rights appurtenant thereto located in Millington, Tennessee, and commonly referred to as Naval Support Activity, Memphis (NSA Memphis). A portion of NSA Memphis is being realigned pursuant to the Defense Base Closure And Realignment Act of 1990, as amended (P.L. 101-510). As a result, the current Department of the Navy occupants will be relocated and the property will be transferred to the City of Millington, recognized as the Local Redevelopment Authority (hereinafter referred to as "LRA") by the Office of Economic Adjustment on behalf of the Secretary of Defense.

WHEREAS, pursuant to Tennessee Code Annotated Section 4-1-106, the Governor of the said State is authorized to cede to the United States jurisdiction over lands held in the name of the United States Government, and

WHEREAS, pursuant to Tennessee Code Annotated Section 4-1-105, the Governor of said State may accept a retrocession of jurisdiction over lands within the State of Tennessee title to which is vested to the United States, and

WHEREAS, both proprietorial jurisdiction and exclusive jurisdiction exist at the property being transferred, and

WHEREAS, it is to the mutual advantage of both the United States and the State of Tennessee to develop a uniform system of concurrent jurisdiction for the property being transferred. The development of a uniform system will result in a reduction in the amount of law enforcement

response time, diminish the cost thereof to the public, and promote the public welfare and enjoyment of the areas by establishing a uniform system of law enforcement.

NOW, THEREFORE, IT IS HEREBY AGREED:

1. That all the land as shown and described on Exhibit "A" shall from the effective date hereof be subject to the concurrent jurisdiction of both the United States and the State of Tennessee and that this Agreement is to be construed as and hereby is a retrocession by the United States to the State of Tennessee of concurrent jurisdiction in those areas heretofore under the partial jurisdiction of the United States which retrocession of jurisdiction is hereby accepted by the State of Tennessee in accordance with Tennessee Code Annotated Section 4-1-105, and a cession by the State of Tennessee to the United States of concurrent jurisdiction to those areas under proprietary jurisdiction held by the United States, in accordance with Tennessee Code Annotated Section 4-1-106, which cession of jurisdiction is hereby accepted by the United States in accordance with Section 40 U.S.C. § 255. The current jurisdiction status of the property is set forth in Exhibit "A" attached to this Agreement and made apart hereof as if fully set forth herein.

2. That both the United States and the State of Tennessee will concurrently exercise law enforcement jurisdiction over the property shown in Exhibit "A" and that within such area local services of the State government shall be available.

3. That where it is determined by the parties to this agreement that supplemental agreements with local law enforcement agencies will be advantageous in the interest of effective and consistent law enforcement, then nothing herein shall preclude the execution of such agreements.

IN WITNESS WHEREOF, the parties hereto have caused their representatives to affix their signatures on the dates hereinafter set out.

UNITED STATES OF AMERICA
DEPARTMENT OF THE NAVY

BY: 

Robert B. Pirie, Jr.
Assistant Secretary of the Navy
(Installations and Environment)

Executed this 23rd day of October 1998

STATE OF TENNESSEE

BY: 

Donald Sundquist
Governor

Executed this 12th day of November, 1998

NAVAL SUPPORT ACTIVITY MEMPHIS
MILLINGTON, TENNESSEE
"NORTH SIDE"

PARCEL A

A tract of Government land located in the First Civil District, Shelby County, Tennessee, said tract being more particularly described as follows:

POINT OF BEGINNING is at the intersection of the east right of way line of the White Central Railroad and the north line of Millington-Arlington Road, said point being 25 feet from the center line of Millington-Arlington Road, as measured at right angles to said center line, and 100 feet east of the center line of the White Central Railroad Company's north bound main track, as measured at right angles to said center line; THENCE from the POINT OF BEGINNING run N 37°17'00" E a distance of 857.81 feet;
THENCE N 08°32'00" E a distance of 107.35 feet;
THENCE N 37°17'00" E a distance of 5324.80 feet;
THENCE S 82°43'00" E a distance of 75.00 feet;
THENCE N 37°17'00" E a distance of 2544.12 feet to a point on a curve;
THENCE along the arc of a curve to the left having a radius of 11584.20 feet, a cord distance of 1174.00 feet and a cord bearing of N 34°23'00" E;
THENCE S 85°11'00" E a distance of 3822.88 feet;
THENCE S 05°13'00" W a distance of 1838.81 feet;
THENCE S 83°43'00" E a distance of 3588.49 feet;
THENCE S 05°17'00" W a distance of 8707.43 feet;
THENCE N 83°47'00" W along the northerly right of way line of Millington-Arlington Road a distance of 12176.47 feet;
THENCE N 77°02'00" W a distance of 185.37 feet;
THENCE N 53°05'00" W a distance of 230.14 feet to the POINT OF BEGINNING.

Said land affords at Naval Support Activity, Memphis, Shelby County, Tennessee, containing ±1825.29 acres more or less.

NAVAL SUPPORT ACTIVITY MEMPHIS
MILLINGTON, TENNESSEE
"NORTH SIDE"

PARCEL C

A tract of Government land located in the First Civil District, Shelby County, Tennessee, said tract being more particularly described as follows:

POINT OF BEGINNING is at the intersection of the east right of way line of the White Central Railroad and the north line of Millington-Arlington Road, said point being 25 feet from the center line of Millington-Arlington Road, as measured at right angles to said center line, and 100 feet east of the center line of the White Central Railroad Company's north bound main track, as measured at right angles to said center line; THENCE from the POINT OF BEGINNING run N 37°17'00" E a distance of 857.81 feet;
THENCE N 08°32'00" E a distance of 107.35 feet;
THENCE N 37°17'00" E a distance of 5324.80 feet;
THENCE S 82°43'00" E a distance of 75.00 feet;
THENCE N 37°17'00" E a distance of 2544.12 feet to a point on a curve;
THENCE along the arc of a curve to the left having a radius of 11584.20 feet, a cord distance of 1174.00 feet and a cord bearing of N 34°23'00" E; to the POINT OF BEGINNING;
THENCE from the POINT OF BEGINNING run N 37°02'00" E a distance of 208.29 feet;
THENCE N 30°23'00" E a distance of 1855.37 feet;
THENCE S 82°23'00" E a distance of 470.40 feet;
THENCE N 07°23'00" E a distance of 682.80 feet;
THENCE N 82°08'00" E a distance of 2194.54 feet;
THENCE N 02°58'00" E a distance of 341.87 feet;
THENCE N 31°43'00" E a distance of 1427.76 feet;
THENCE S 83°31'00" E a distance of 515.88 feet;
THENCE S 87°08'00" E a distance of 1780.32 feet;
THENCE S 32°02'00" W a distance of 628.00 feet;
THENCE S 08°32'00" W a distance of 571.10 feet;
THENCE S 08°22'00" W a distance of 788.50 feet;
THENCE S 07°36'00" W a distance of 800.00 feet;
THENCE S 80°00'00" E a distance of 637.30 feet;
THENCE S 11°03'00" E a distance of 213.82 feet;
THENCE S 85°28'00" E a distance of 485.50 feet;
THENCE S 53°28'00" W a distance of 1138.50 feet;
THENCE N 85°57'30" W a distance of 2180.65 feet;
THENCE S 05°13'00" W a distance of 25.00 feet;
THENCE N 83°51'00" W a distance of 3822.88 feet to the POINT OF BEGINNING.

Said land affords at Naval Support Activity, Memphis, Shelby County, Tennessee, containing ±407.25 acres more or less.

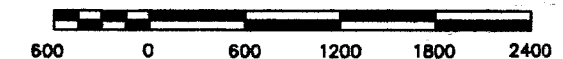
BRANCH MEDICAL CLINIC
MILLINGTON, TENNESSEE

PARCEL B

A tract of Government land located in the First Civil District, Shelby County, Tennessee, said tract being more particularly described as follows:

POINT OF BEGINNING is at the intersection of the center line of the Old Millington-Arlington Road and the center line of Bethel Road. THENCE from the POINT OF BEGINNING run N 08°38'00" E a distance of 2187.90 feet;
THENCE S 84°03'00" E a distance of 4174.50 feet;
THENCE S 07°18'00" W a distance of 2003.10 feet;
THENCE N 83°47'00" W a distance of 472.58 feet;
THENCE S 07°18'00" W a distance of 184.80 feet to the center line of Old Millington-Arlington Road;
THENCE N 84°03'00" W along the center line of Old Millington-Arlington Road a distance of 3857.06 feet to the POINT OF BEGINNING;
Said land affords at Naval Support Activity, Memphis, Shelby County, Tennessee, containing ±208.52 acres more or less.

GRAPHIC SCALE IN FEET



NO. AND OR COR.		DESCRIPTION OF AMENDMENT OR CORRECTION	DATE	APPROVAL
DR. DON. TH. MEMPHIS, NSA DEPARTMENT OF THE NAVY SOUTHERN DIVISION CHARLESTON, S.C. NAVAL SUPPORT ACTIVITY MILLINGTON, TENNESSEE NORTH SIDE JURISDICTION BOUNDARY				
DRAWN BY: PHILLIP C. SIMMS		DATE: 10/22/87		
CHECKED BY: WILLIAM J. HOLLING		DATE: 10/22/87		
SUBMITTED: CADASTRAL SERVICES		DATE: 10/22/87		
CONCURRED: DIRECTOR REAL ESTATE DIVISION		DATE: 10/22/87		
ERNEST R. NELSON, JR.		DATE: 10/22/87		
APPROVED: HEAD LAND MANAGEMENT DEPARTMENT		DATE: 10/22/87		
EARL G. BAHAM		DATE: 10/22/87		
EFD FOR COMMANDER, NAVFAC		DATE: 10/22/87		
SIZE: F	CODE IDENT. NO.: 80091	NAVFAC DRAWING NO.:		
SCALE: 1"=600'		SHEET 1 OF 1		

ALL LAND SHOWN IS IN THE CITY OF MILLINGTON, SHELBY COUNTY, TENNESSEE